

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

THE CITY OF HUNTINGTON,
Plaintiff,

v.

CIVIL ACTION NO. 3:17-01362

AMERISOURCEBERGEN
DRUG CORPORATION, et al.,
Defendants.

CABELL COUNTY COMMISSION,
Plaintiff,

v.

CIVIL ACTION NO. 3:17-01665

AMERISOURCEBERGEN
DRUG CORPORATION, et al.,
Defendants.

DEFENDANTS' MOTION TO EXTEND COURT DEADLINES

COME NOW, Defendants AmerisourceBergen Drug Corporation, Cardinal Health, Inc., and McKesson Corporation (collectively, "Defendants"), by their respective counsel, and, pursuant to Rule 16(b)(4) of the Federal Rules of Civil Procedure, move this Court for an Order extending all deadlines set at the March 5, 2020 status conference for a period of three months, as set forth in Defendants' Proposed Extension of Case Management Deadlines, attached hereto as Exhibit 2.

Good cause exists for the requested extension. Defendants have been diligent in their efforts to comply with the existing schedule, Plaintiffs have recently served discovery requests

upon Defendants which are not due until after the current discovery and document production deadlines, Plaintiffs have failed to produce necessary documentation forcing Defendants to seek relief from the Court, and considerable, crucial third-party discovery remains outstanding. *See* Letter re: Custodial Files for Priority Deponents (informing defense counsel that Cabell County could not produce sheriff custodial files), attached hereto as Exhibit 1. Moreover, the recent public health crisis caused by the ongoing global pandemic has caused a standstill in document collection efforts from key nonparties. For these reasons, as well as those set forth in the Memorandum of Law in Support incorporated herein, Defendants respectfully request that their Motion to Extend Court Deadlines be granted.

DATED: April 17, 2020

Respectfully submitted,

AmerisourceBergen Drug Corporation

By Counsel:

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CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that on this 17th day of April, 2020, the foregoing *Defendants' Motion to Extend Court Deadlines* was served using the Court's CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Gretchen M. Callas

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